

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES AND ENERGY
IN AND FOR THE STATE OF UTAH

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IN THE MATTER OF A)	DOCKET NO. 91-003
PETITION FOR REVIEW,)	CAUSE NO. ACT/015-021
CO-OP MINING COMPANY,)	and ACT/015/025
PETITIONER, VS. DIVISION)	
OF OIL, GAS AND MINING,)	REPORTER'S TRANSCRIPT
RESPONDENT.)	
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On Thursday, March 28, 1991, commencing at the hour of 11:50 a.m., a hearing was held in the above matter before the Board of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 301, Salt Lake City, Utah 84180-1203.

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ORIGINAL

STACY & ASSOCIATES
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A P P E A R A N C E S

Board Members

James W. Carter, Chairman
E. Steele McIntyre
Judy F. Lever
John M. Garr
Jay L. Christensen
Kent G. Stringham

Staff Members

Dr. Dianne R. Nielson, Director of DOGM
Janice L. Brown, Secretary of the Board
Lynda S. Jenson, Secretary
Ronald J. Firth, Associate Director of Oil and Gas
Lowell P. Braxton, Associate Director of Mining
Frank Matthews, Petroleum Engineer
Brad Hill, Geologist, Bureau of Land Management
Thomas A. Mitchell, Attorney, Utah Attorney
General's Office

For Co-op Mining: Mr. Kingston

March 28, 1991
11:50 a.m.

P R O C E E D I N G S

CHAIRMAN CARTER: It is ten minutes to twelve. The next item on the agenda is a matter with regard to Co-op Mining Company. My understanding is that the settlement is being proposed, and perhaps that's a matter we can address prior to lunch. Mr. Davis, you have a -- it looks to be fairly straightforward spacing application.

MR. DAVIS: Unless you guys screw me up.

CHAIRMAN CARTER: Is anyone present here who wants to argue with Mr. Davis about his spacing application or appear in that matter? How long do you think that might take?

MR. DAVIS: Twenty minutes.

CHAIRMAN CARTER: I think we might take a short break. Let me ask a question first. We're having lunch in. We're going to be taking some matters -- or deliberating on some matters, so it may make sense for us to consider your matter prior to breaking for lunch, but I'll poll the Board members and see if we've finished with the Co-op matter.

1 (Discussion off the record.)

2 The next matter on the agenda is item
3 number three in Docket Number 91-003, Cause Number
4 ACT/015/021 and ACT/015/025, in the matter of a
5 petition for review by Co-op Mining Company,
6 petitioner, versus the Division of Oil, Gas and
7 Mining, respondent.

8 My agenda notes that there is a
9 settlement proposed. I see that Mr. Kingston is
10 here representing Co-op Mining Company. Is there a
11 representative for the Division?

12 MR. KINGSTON: Mr. Bachman had to leave,
13 but the stipulation has been signed. I understand
14 it's been presented to the Board. My request would
15 simply be that the Board adopt the stipulation and
16 present an order.

17 CHAIRMAN CARTER: Just a moment and let
18 me make sure that we've -- do we have the
19 stipulation?

20 MS. BROWN: It's in your Board books.

21 MS. LEVER: As I take it, the main point
22 of that is that the fines have been reduced by about
23 50 percent? It's my understanding that the major
24 thrust of that is the fines have been adjusted down
25 about 50 percent; is that correct?

1 MR. KINGSTON: Basically that's accurate,
2 yes.

3 CHAIRMAN CARTER: Are there any questions
4 from any of the Board members with regard to the
5 stipulation which appears to have been executed both
6 by Mr. Kingston and Mr. Bachman on behalf of the
7 Division? A motion? Do I hear a second?

8 MR. GARR: Second.

9 CHAIRMAN CARTER: Motion and second to
10 approve the stipulation and enter that as the order
11 of the Board. All those in favor, please say aye.

12 BOARD MEMBERS: Aye.

13 CHAIRMAN CARTER: Any opposed? It's
14 approved.

15 MR. KINGSTON: Thank you.

16 CHAIRMAN CARTER: Thank you very much.

17 (Whereupon the taking of the hearing was
18 concluded at 11:52 a.m.)

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STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

I, RENEE L. STACY, CSR, RPR, hereby certify that I am a Certified Shorthand Reporter of the State of Utah and that on the date herein noted I was present before the Board of Oil, Gas and Mining at the hearing of the foregoing matter and thereat I reported the proceedings in shorthand and thereafter I transcribed my said shorthand notes into typewriting and the foregoing pages numbered from 3 to 5, inclusive, contain a full, true and correct transcript of the proceedings had at said time.

Renée L. Stacy

RENEE L. STACY, CSR, RPR

Salt Lake City, Utah
April 9, 1991

